

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI  
SOUTHERN DIVISION

UNITED STATES OF AMERICA, )  
                                  )  
                                  )  
                                 Plaintiff )  
                                  )  
                                  )  
                                 v. )                                 Criminal Action  
                                  )  
                                  No. 14-mj-2092DPR  
SCOTT GOODWIN-BEY, )  
                                  )  
                                  )  
                                 Defendant. )

**O R D E R**

After the United States orally moved for pretrial detention, a hearing was held in this matter pursuant to § 3142(f), Title 18, United States Code. The defendant was present personally and with his appointed counsel Michelle Moulder, Assistant Federal Public Defender. The United States was represented by Jim Kelleher, Assistant United States Attorney.

A complaint and supporting affidavit has been filed in this case. The affidavit supports a finding of probable cause to believe that the offense charged was committed by this defendant. Based on the evidence presented at the hearing, there are no conditions the Court can impose that would reasonably assure the defendant's appearance at all scheduled hearings and the safety of other persons or the community.

The factors to be considered by the Court are enumerated in Title 18, United States Code, Section 3142(g). The testimony at the hearing established that the weight of the evidence against the defendant is overwhelming.

Regarding the potential for failure to appear, the defendant has an unstable/unsuitable living situation, loss of employment, substance abuse history, and has been exhibiting paranoia.

Regarding the potential danger to the community, the Court notes the nature of the instant offense, defendant's substance abuse history, present mental status, history of weapons use, pattern of similar criminal activity history, and history of assaultive behavior.

Based on all the foregoing, the Courts finds by a preponderance of the evidence that the defendant is a risk of flight, and finds by clear and convincing evidence that the defendant is a danger to the community.

**IT IS THEREFORE ORDERED** that the defendant be, and is hereby detained without bail.

**IT IS FURTHER ORDERED** that the defendant be committed to the custody of the Attorney General or his designated representative for confinement in a correction facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. The defendant shall be afforded a reasonable opportunity for private consultation with defense counsel. On order of a court of the United States, or on request of an attorney for the Government, the person in charge of the corrections facility shall deliver the defendant to the United States marshal for the purpose of an appearance in connection with a court proceeding.

**IT IS SO ORDERED.**

**DATED: December 10, 2014**

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*/s/ David P. Rush*  
DAVID P. RUSH  
United States Magistrate Judge